

COURT FIXES DATE OF SOUTHERN CASE

Carolina Supreme Court Judges Grant Request of Railway Company.

DECLARE RECORDS DEFECTIVE

Colonel Rodman, for Southern, Insists That Such Is Case. Judge Long's Statement.

RALEIGH, N. C., August 29.—After listening to the reading of a lengthy statement from Judge B. E. Long, the trial judge, and an affidavit from Deputy Clerk Royster setting out in detail answers to the petition from the Southern Railway Company for a writ in the appeal of the Southern from the \$30,000 fine imposed by Judge Long for violation of the passenger rate act, and arguments by Colonel Rodman for the railroad company and by former Governor Aycock for the State, the North Carolina Supreme Court today made an order for the argument of the appeal on its merits to be heard September 17th, the counsel for the Southern in the meantime, to have the privilege of going through the case as made up on appeal in the office of the clerk and adjusting and amending it along lines agreed on.

The statement from Judge Long denied in toto that there was anything wrong with the case on appeal or that the counsel for the Southern had not been given every opportunity to see that the record was fair to their client.

Former Governor Aycock insisted that there was nothing wrong with the record and that the State was not standing on technicalities, but insisting that the hearing shall be speedy and purely on its merits and not on technicalities.

"Records Defective."

Colonel Rodman, for the Southern, reiterated that the records were defective in the matter that the affidavit had set out, and that he was tired of hearing statements that they were to the contrary. There was considerable cross-firing between counsel and direct questioning by members of the Supreme Court bench before the ruling was finally reached. At the regular hearing on the merits of the appeal should be fixed for September 17th. This was the day asked by Colonel Rodman for the Southern.

MAMMOTH DAM ALONG YADKIN RIVER COMPLETED.

SALISBURY, N. C., August 29.—The mammoth dam at the Whitney power plant at the mouth of the Yadkin River, N. C., has been completed, and is 217 feet long and forty-six feet high, being constructed of finished granite of superior quality. The dam, which is one of the largest in the South, furnishes a water-power of 45,000-horsepower, which will be completed this year. The Whitney Company will furnish electric power to cities and towns within a radius of eighty miles.

Negro Gets One Year in Prison.

SALISBURY, N. C., August 29.—Alex Roberts (colored), who last week attempted to kill Conductor E. W. Koonz on a passenger train between Salisbury and Statesville, was today sentenced to one year in prison. At the time of the trial he was charged with the charge of the murder in which he was riding at the time of the trouble.

Issue Improvement Bonds.

SALISBURY, N. C., August 29.—A bond election has been called to be held on October 1st in this city for the purpose of authorizing an issue of \$100,000 of five per cent municipal improvement bonds. It is proposed to use the proceeds of the issue for street, water and sewer improvements during the next three years.

FIRE THREATENS DESTRUCTION OF VILLAGE OF MONTVALE.

MONTVALE, August 29.—The Hanes & Payne barrel factory, and a small dwelling house on Academy Avenue, were destroyed by fire last night of August 28th. The household property of the late Mrs. J. O. Hanes, which had been stored in the building, five thousand marketable barrels, besides tools and machinery, were lost. The fire made such progress before it was discovered that it was impossible to save anything. By the heroic efforts of a few persons, the flames were kept from the public school building, on an adjoining lot. It was providential that the wind did not blow at that midnight hour, else the whole of Montvale might have gone up in smoke. It is known that the citizens have not recourse to hydrants, engines and firemen in such emergencies.

The barrel plant was being operated by Mr. Virgil Payne, the surviving member of the firm, who, during his few years residence here, has by diligence in business and gentlemanly deportment, gained the respect and esteem of the entire community.

North Carolina Man's Trip to Norfolk from Miami in Launch



J. F. GAYLORD AND DAUGHTER. Roper (N. C.) citizen and six-year-old daughter make trip from Miami, Fla., to Norfolk in twenty-foot launch.

(Special to The Times-Dispatch.) NORFOLK, Va., August 29.—To make the trip from Miami, Fla., to this city in a twenty-foot launch is no feat to be laughed at. It was accomplished by J. F. Gaylord, of Roper, N. C., his six-year-old daughter, May, and Amos Brown, of Philadelphia. The journey, which began July 19th, ended yesterday, when the little launch poked her nose into this harbor. The trip up to Georgetown, S. C., was made by the inside route, but the rest of the journey was made through the sea. Rough weather was experienced between Pablo and Atlantic beaches off the coast of Florida. The trip from Georgetown to Norfolk was brimful of dangers, but the party in the little boat came in safe and sound. They encountered some bad squalls, but like other good ships manned by good sailors they came out of the danger with "all well on board." And little May, who, by the way, is a good sailor, enjoyed the trip immensely. The launch, also named May, is to her a thing to be proud of. She likes the boat and the water, through which it glides at a good rate. The launch is propelled by a three-horse power Royal engine. No attempts were made to make the run in record-breaking time, the party making long stops at Jacksonville, Savannah, Georgetown and other ports. Mrs. Gaylord and other members of the family are now in New York. They will join Mr. Gaylord and little May at the Jamestown Exposition.

SHORTEN HOURS OF OPERATIVES

Highland Park Mills Decides to Give Employes Full Half Holiday Saturdays.

(Special to The Times-Dispatch.) CHARLOTTE, N. C., August 29.—The Highland Park Mills will reduce the number of working hours per week from 66 to 64. This change was decided upon by the mill management following the trouble at the Gingham Mill Monday, when about 200 spinners and weavers went on strike for a reduction of hours from 66 per week to 64 per week. The two hours' reduction will be given the operatives on Saturday. Heretofore the mills have been closing down at 2:45 in the afternoon, the operatives working two hours after the dinner recess of forty-five minutes, beginning at noon on Saturday. Now the mills will close at noon, giving the operatives a half-holiday, and also shorten the working hours from 66 per week to 64 per week—the time that is observed by most of the remaining mills in and about the city at present. Notices were posted in the mills this morning, it is stated, setting forth that the management of the mills had decided to shorten the hours as above stated.

ENTICES CHILD INTO LANE AND CUTS DRESS WITH RAZOR

(Special to The Times-Dispatch.) NORFOLK, Va., August 29.—Enticed into a lane by a strange man early to-night, Mary Scott, seven years old, daughter of Mr. and Mrs. W. E. Scott, of Freemason Street, had the clothing on the left side of her body slashed open as if with a razor. She screamed when her clothing was cut, and the man fled. He has not been captured. The girl was not injured, the instrument with which her clothing was cut not reaching her body. The girl was at play with some of her friends when induced to go into the lane. The man, who is described as tall, slender and rather dark, talked to her and her friends for several minutes previous to entering the lane.

For Those Who Hung On

During the last year's agitation of life insurance, a good many people surrendered their policies or allowed them to lapse. Whether this was the result of panic induced by sensational attacks in the press, or the work of unscrupulous agents who sought commission for themselves in possible transfer of policies, the effect was most disastrous to such policy holders and entailed an irreparable loss upon many deserving beneficiaries.

The Mutual Life Insurance Company

belongs to all of its policy holders. Whenever any of these fall out of the ranks, what they leave benefits those who stay in. The reserves sacrificed by withdrawing members in 1906 and now insuring to the benefit of persistent policy holders, amount to over \$3,000,000. Strong proof is this that it pays to stay in, and strong proof likewise that it pays to get in the Mutual Life, the staunchest life insurance company in the world.

The Time to Act is NOW.

For the new forms of policies write to The Mutual Life Insurance Company of New York, N. Y.

or F. W. Adams, Manager, Mutual Building, Richmond, Va.

PRACTICAL TOPICS ARE DISCUSSED

Second Day's Session of Farmers' Convention in Raleigh of Much Interest.

COTTON AND TOBACCO

Planters of Each Staple Crop Hear Talks of Special Interest. Women Also Meet.

(Special to The Times-Dispatch.) RALEIGH, N. C., August 29.—The morning session of the fifth annual State Farmers' Convention on the second day was devoted to methods of cultivating oats and corn. R. L. Shuford, of Newton, discussed oat culture. There was an exceptionally good address by C. B. Williams, of the experiment station, on "Effect of Good Seed and Variety on the Yield of Corn." "Methods of Harvesting Corn Crop" were discussed by A. L. French, of Rockingham county. During the afternoon there were separate sessions of the cotton and the tobacco farmers. Before the cotton farmers S. H. Hobbs, of Sampson county, discussed the preparation of land for cotton. W. J. McEndon, of Anson county, presented the latest methods of cultivating cotton with a view to lessening cost of production. President C. C. Moore, of the North Carolina division of the Southern Cotton Farmers' Association, made a stirring speech on the work of securing co-operation in the gradual marketing of cotton. During the tobacco good orators were discussed. W. A. Petree, of Stokes county, presented "Methods of Preparation of Plant Beds and Fertilization of Tobacco." "Seed Selection" was the theme of E. H. Matthews, of Appomattox, Va. Professor S. L. Stevens, of the Agricultural and Mechanical College, discussed "Some Insects and Diseases of the Tobacco Plant and How to Combat Them." State Entomologist Franklin Sherman also spoke at length on this subject. There was also a discussion of "The Great Risks that Attend the Culture of Tobacco in Rural Affairs." Many others took part in the discussion of all the principal topics considered.

Special Topics.

During the session of the tobacco farmers a number of special topics were discussed. W. A. Petree, of Stokes county, presented "Methods of Preparation of Plant Beds and Fertilization of Tobacco." "Seed Selection" was the theme of E. H. Matthews, of Appomattox, Va. Professor S. L. Stevens, of the Agricultural and Mechanical College, discussed "Some Insects and Diseases of the Tobacco Plant and How to Combat Them." State Entomologist Franklin Sherman also spoke at length on this subject. There was also a discussion of "The Great Risks that Attend the Culture of Tobacco in Rural Affairs." Many others took part in the discussion of all the principal topics considered.

To-night there was an able address by Hon. W. M. Hays, Assistant Secretary of Agriculture, Washington, D. C., on "Improvements in Rural Affairs."

Farmers' Wives Meet.

In addition to the very creditable attendance of farmers and their wives, large numbers of people from the city are attending the convention. A gratifying degree of success is being attained. Sessions of the Woman's Department of the Farmers' State Convention, of which Mrs. F. L. Stevens, of Raleigh, is president, were held to-day. Mrs. W. S. Primrose delivered the address of welcome. The response was by Miss Josephine Scott, of Mebane. Mrs. Stevens delivered an address on "Woman's Organizations," and treated especially the benefits to be attained from organization of farmers' wives. Dr. Tait Butler, State Veterinarian and secretary of the State convention, made a talk on "The Woman's Branch of the Farmers' Institute." There will be another session of the farmers' wives to-morrow, and the farmers' convention will be in session to-morrow, discussing principally dairying and live stock.

LADIES OF LEXINGTON TO HAVE BABY SHOW

(Special to The Times-Dispatch.) LEXINGTON, Va., August 29.—The ladies of the Mary Custis Lee Chapter, Daughters of the Confederacy of Lexington, are arranging for a baby show next Wednesday, September 4th, the proceeds to be applied to the Stone- wall Jackson Memorial Hospital fund. The show will be held in the courthouse, beginning at 3:30 o'clock in the afternoon. Colonel J. D. H. Ross has been selected as the orator for the occasion. Mrs. Valery Edward Austin, of Galveston, Texas, is chairman of the entertainment.

ASHBY ON TRIAL FOR HIS LIFE

Is Charged With Killing Daniel Overcash, His Brother-in-Law.

(Special to The Times-Dispatch.) SPENCER, N. C., August 29.—Edward Ashby, the slayer of Daniel Overcash, was arraigned in Rowan Supreme Court at Salisbury to-day for trial under the charge of murder.

The taking of evidence began immediately after the jury was impaneled, and the case is progressing rapidly, with Judge Justice on the bench and Solicitor Hammer at the helm for the State. Able attorneys appear on each side. Coroner Dorsett and Reese Pethel were the main witnesses for the State to-day. Pethel testified that he was near the two men in a field, but did not see Ashby fire the shot which ended the life of Overcash, who was a brother-in-law of the prisoner. Coroner Dorsett said the shot was fired from some distance. The testimony of other witnesses indicated a conspiracy to end the life of Overcash.

BRIGHT YOUNG MAN IS FATALLY INJURED

Charles Palmore Had Saved Money and Intended Entering College in Few Days.

(Special to The Times-Dispatch.) NEWPORT NEWS, Va., August 29.—Charles Palmore, twenty-five years old, a young ship-fitter employed at the shipyard, was fatally injured yesterday by being caught between a plate and a great steel beam on a flat car attached to a traveling derrick. He was carried home with one leg severed, the other horribly mangled and his entire body bruised. Death followed in a few hours. Palmore was a native of Crewe, Nottingham county. He came here some time ago for the purpose of making enough money to send himself to school. He had saved his money and attended a night school, and had completed his arrangements for entering William and Mary College on September 15th for a two-years' course.

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CASE IS REMANDED TO STATE TRIBUNAL Suit, Transferred to Federal Court, Goes Back to South Carolina.

ASHEVILLE, N. C., August 29.—Judge J. C. Pritchard in the United States Court rendered a decision to-day in the case of Charles J. Morrow vs. Charlotte Air Line Railway Company, remanding the case to the South Carolina State court.

Morrow sued the railway for \$10,000 on account of personal damages sustained by him, the suit being entered in the State court at Charlotte. The railway company petitioned that the case be moved to the United States Circuit Court on the ground of diversity of citizenship, the railway being a citizen of North Carolina, while the plaintiff was a citizen of South Carolina.

Judge Pritchard, after hearing the argument, remanded the case to the South Carolina State court, whence it had been removed on the ground that the railway company was a domestic corporation.

C. P. Saunders, of Spartanburg, appeared for the railway and Stanley Wilson, of Asheville, for Morrow, represented the plaintiff, Morrow.

A WOOLY WOOLING.

Alice Green Exhibits Beautiful Carving Done on Her Person by James Williams. Alice Green, a dusky Senegambian, who early last night had such a desperate encounter with her lover, James Williams, in Lumpkin's Bottom, was arrested later on a counter warrant. Both were badly cut up, and Alice had several cuts in various parts of her anatomy, none of which, fortunately, went beneath the surface of the cuticle. She had a four-inch gash on the upper left arm, a three-inch gash on the lower arm, and a cut and stab in the back.

Dr. Hinckman, of the ambulance corps, sewed the cuts carved by James, and the evidence culminated for the night in the First Police Station, where iron bars could prevent further wooling of such nature.

FALLS FROM MOVING CAR.

Brakeman A. E. Curran Is but Slightly Injured in the Accident. A. E. Curran, of No. 1514 West Main Street, a brakeman at the Richmond, Fredericksburg and Potomac Railroad, last night fell off a moving box car, striking face downward on the ground, where he remained unconscious for a time. The accident occurred in the railroad yards, fortunately for Curran, and he was soon found. His only injuries were an inch cut on the forehead and a bruise on the entire body, which were sewed up by Dr. Hinckman, of the ambulance corps.

Held on Serious Charge.

Jennie Williams, a young white woman, was arrested last night on warrant sworn out by W. J. Williams, charging her with relieving him of \$98. Another arrest is likely to follow in the case.

OBITUARY.

Miss Trixie Haymes. (Special to The Times-Dispatch.) DANVILLE, Va., August 29.—Trixie Haymes, youngest daughter of Captain William Haymes, a much beloved and popular young lady, died at her home in Danville, Va., at the age of twenty-two years. She was in the twenty-third year of her age, and her death will prove a serious blow to her friends and a shock to her host of friends throughout the county. She is survived by her father and mother, Captain and Mrs. William Haymes, and sisters, Miss Lillian Haymes and Mrs. W. H. Barksdale, Elio Va., an Mrs. W. D. Pierce, Louisiana, Ky., and brother, Mr. J. B. Haymes, Oxford, N. C. The funeral took place Wednesday at 3 P. M. at the family burying ground. Rev. W. W. Reynolds, her pastor, officiated, assisted by Rev. W. T. Growth and Rev. T. S. Wilson. Floral designs were beautiful and numerous. The family have the sincere sympathy of the entire community in this their great loss.

Mrs. Lulu Farley.

(Special to The Times-Dispatch.) DANVILLE, Va., August 29.—Mrs. Lulu Farley, wife of M. G. Farley, died early this morning at the General Hospital, where she was taken Saturday for treatment. She was twenty-five years of age, and is survived by a husband, one son and the following brothers and sisters: H. P. Glasgow, of Roanoke; Mrs. C. C. Hart, of Staunton; Mrs. Lella Whittington, of Portsmouth; Mrs. L. L. Dodder, of Portsmouth, and D. B. Allen, of this city.

Augustus M. Thomas.

(Special to The Times-Dispatch.) HARRISONBURG, Va., August 29.—A telegram was received here to-day from Cumberland, announcing the death of Augustus M. Thomas, which occurred in that city this morning. Mr. Thomas was born in Winchester, but lived most of his life in this county. He was eighty-five years of age, and his death was due to cancer. Mr. Thomas was closely related to the Cooles, of this county, and Hon. Park Agnew, of Alexandria, was his nephew. He will be buried Friday afternoon.

L. H. Irving.

FREDERICKSBURG, Va., August 29.—L. H. Irving, one of the most prominent citizens of Lancaster county, died to-day at the home of his daughter, Mrs. W. L. Messick, at Irvington, after a lingering illness, aged seventy-five years. He is survived by his wife, two daughters and one son. He was the grandfather of Mrs. A. P. Rowe, of this city.

Mrs. John C. Miller.

(Special to The Times-Dispatch.) WOODSTOCK, Va., August 29.—Mrs. John C. Miller died to-day at her home near Woodstock after a short illness of typhoid fever. She was thirty-five years old, and is survived by her husband and several small children.

R. H. BOSHER'S SONS, Carriages and Harness All the Latest Novelties such as Coverts, Stanhopes, Traps, Low and High Wheel Runabouts, Boulevards and Station Rock-aways. REPAIRING AND REPAINTING. Send in your carriages now for repairing and repainting and we will have them ready for you on your return to the city. We are agents for the celebrated BAILEY WIALEBONE RUNABOUT and FRAZIER CARTS, WAGONS for Dry Goods, Laundries, Groceries and Other Purposes. R. H. Bosher's Sons, 15 South Ninth Street, Rear Mutual Building.

EVERY SUNDAY ROUND--\$1.50--TRIP TO Norfolk, Ocean View, Virginia Beach, Norfolk & Western Railway. Fast train leaves Byrd Street Station 8:10 A. M. Returning, leaves Norfolk 7 P. M. Only Line to Norfolk Without Transfer. Roses, Cut Flowers and Designs. HAMMOND, Florist, 109 East Broad Street. Largest Stock.

DEATHS. BRINTLEY.—Died Wednesday, August 28th, at five minutes to 3 o'clock, at the residence of his parents, H. E. Brintley, infant son of J. M. and Bettie Brintley, aged twelve months and a fortnight. Dearest Alvin, thou hast left us; But thy loss most deeply felt; He can all our sorrows heal. Funeral from the residence TO-DAY at 11 A. M. HOOK.—Died, in Baltimore, Tuesday, August 27, 1907, ELENORA KEPPIER, wife of Howard R. Hook, after a brief illness. Funeral will take place from the residence of her brothers, on the Bowling Green Road, TO-DAY at 12 M. Friends are invited to attend. WARRINGTON.—Died suddenly at Ocean View, Va., Monday, August 26, 1907, ELLEN WARRINGTON. She was an old and faithful servant of the late Andrew Green, Esq. The funeral service was held Wednesday, August 28th, at Sixth Mount Zion Church, Richmond, Va., Rev. Jacob Turner officiating.

CHANGE IN SCHEDULE, C. & O. RAILWAY. NEW TRAIN FROM THE MOUNTAINS. Effective, Sunday, September 1st, C. & O. will put on train for special accommodation of patrons returning from the mountains, which train will be operated daily except Sunday, leaving Hinton 6:00 A. M.; Alderson, 6:30 A. M.; White Sulphur, 7:30 A. M.; Allegheny, 7:45 A. M.; Cuffton Forge, 8:30 A. M.; Milboro, 9:25 A. M.; Goschen, 9:40 A. M.; Staunton, 10:55 A. M., stopping at all mountain resort stations to take on passengers, carrying Parlor Car, arriving Richmond at 3:30 P. M. With this change, train leaving Richmond at 10:30 A. M., westbound, will be discontinued. Toledo sleeper to be operated on train leaving Richmond at 11:00 P. M., running through from Old Point. Morning train from the West will arrive Richmond 8:30 A. M., instead of 7:30 A. M., also additional train will leave Richmond at 1:00 P. M. for Gordonsville, Va., stopping at principal local stations. Train arriving Richmond at 5:30 A. M. from the West will also carry sleepers from Hinton to Richmond, which sleepers will be cut off at Main Street Station for occupancy until 8:00 A. M.

Summer Shoe Sale. LUMBER. Best Ready-Mixed Paints, Waxene, Floor Wax, Brushes, &c. Tanner Paint and Oil Co. 1419 E. Main RICHMOND, VA.